

**AMERICAN ARBITRATION ASSOCIATION**

**Commercial Arbitration Panel**

**ASDC HOLDINGS, LLC, ASDC  
LIQUIDATION, INC., AS PROPERTY  
HOLDINGS; ALL SMILES LIQUIDATION  
TRUST; VALOR MANAGEMENT  
CORP., ANTONIO GRACIAS; JUAN  
SABATER; AND JONATHAN SHULKIN**

**Claimants,**

**v.**

**THE RICHARD J. MALOUF 2008 ALL-  
SMILES GRANTOR RETAINED ANNUITY  
TRUST, RICHARD J. MALOUF, STRAIT  
LANE FAMILY LP, CAMELIA FAMILY  
LIMITED PARTNERSHIP, AND DEAL TIME  
AUTO GROUP, LLC**

**Respondents/Counterclaimants,**

**v.**

**ASDC HOLDINGS, LLC; ASDC  
LIQUIDATION, INC.; ALL SMILES  
LIQUIDATION TRUST; AS PROPERTY  
HOLDINGS; ALL SMILES DENTAL  
CENTER, INC.; VALOR MANAGEMENT  
CORP; VALOR EQUITY PARTNERS;  
ANTONIO GRACIAS; JUAN SABATER; AND  
JONATHAN SHULKIN**

**Counter-Respondents.**

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**Case No. 14 193 Y 000243 11**

**ORDER REGARDING PENDING DISCOVERY ISSUES**

A telephone conference was held on July 28, 2015 regarding pending discovery issues. All members of the Panel were present, as were counsel for Claimants and for Respondents. Having read the submissions of the parties and heard the arguments of counsel on these issues, the Panel enters its rulings as set forth below.

**ORDER REGARDING PENDING DISCOVERY ISSUES**

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**Respondents' Renewed Objections of Issuance of Claimants' Non-Party Subpoenas and Request for Reconsideration.**

The Panel declines to revisit Respondents' objections, or the Panel's prior ruling, except as set forth in this section of this Order. The Panel reiterates that it will grant Claimants' requests for the subpoenas directed to Burleson Pate and Michael Gibson. Those persons and firms may determine what, if any, privilege objections they will assert to either the production of documents and/or the giving of testimony.

**Dates for Claimants' Requested Non-Party Subpoenas.** At least 2 of the 3 Panel members can be available on August 26, 27, 28, 31 and Sept. 4, 2015 for those proceedings. Counsel for Claimants should complete dates on the requested subpoenas at the times and in the order desired, and re-submit the completed subpoena forms to the Panel for signature and return.

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This is a unanimous ruling by the Panel.

**SO ORDERED.**

Entered: July 28, 2015

  
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Anthony M. DiLeo, Arbitrator  
For the Panel

AMD:jma

cc: All Counsel  
Sharon Durkin, Manager of ADR Services, AAA  
Robert Best, Co-Arbitrator  
Martin Weisman, Co-Arbitrator